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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

8 JAMALL BAKER,

9 Plaintiff,

10 v.

11 JERALD GRANT, et al.,

12 Defendants.

Case No. C17-1678-RSL-MAT

ORDER APPOINTING COUNSEL  
FOR LIMITED PURPOSE

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14 This is a 42 U.S.C. § 1983 prisoner civil rights action. Pursuant to the Court's May 2, 2019  
15 Order Granting Plaintiff's Motion to Appoint Counsel, the Clerk has identified counsel from the  
16 Pro Bono Panel willing to represent plaintiff pro bono "for the limited purpose of preparing for  
17 and conducting an evidentiary hearing on the issue of exhaustion of plaintiff's First Amendment  
18 retaliation claim against Officer Neely." (Dkt. 104 at 7.) Accordingly, the Court finds and  
19 ORDERS:

20 (1) Elizabeth Weiskopf, elizabeth.weiskopf@klgates.com; Hugh Bangasser,  
21 hugh.bangasser@klgates.com; and Theodore Angelis, theo.angelis@klgates.com, with the law  
22 firm K & L Gates LLP, 925 4<sup>th</sup> Avenue, Suite 2900, Seattle, WA 98109, (206) 623-7580, are  
23 appointed as counsel for plaintiff pursuant to the "Plan and Rules of the United States District

1 Court for the Western District of Washington at Seattle for the Representation of Pro Se Litigants”  
2 for the limited purpose of preparing for and conducting the evidentiary hearing on the question of  
3 exhaustion of plaintiff’s First Amendment retaliation claim against Officer Neely. After  
4 completion of the evidentiary hearing, counsel will be permitted to withdraw.

5 (2) Counsel is directed to file a Notice of Appearance **within 14 days** of the date of  
6 this order. If counsel is unable for a reason set forth in the Rules to assume this representation, a  
7 motion for relief from appointment should immediately be filed with the Court.

8 (3) In the event plaintiff prevails, appointed counsel may move for an award of  
9 attorney’s fees under any applicable authority. The Court is unable to assure counsel of  
10 compensation from any other source, however.

11 (4) **Within 28 days** of the date of this Order, the parties shall meet, confer, and file a  
12 joint status report proposing a deadline for conducting discovery relevant to the evidentiary hearing  
13 and indicating how much time the parties will need after the close of discovery to prepare for the  
14 hearing. The parties should also address any other relevant issues.

15 (5) After reviewing the joint status report, the Court will direct a deputy clerk to contact  
16 the parties regarding scheduling the evidentiary hearing and will issue an order setting the  
17 discovery deadline and scheduling the hearing.

18 (6) The Clerk is directed to send copies of this order to the parties, to the newly  
19 appointed pro bono counsel, and to the Honorable Robert S. Lasnik.

20 Dated this 11th day of June, 2019.

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23 Mary Alice Theiler  
United States Magistrate Judge